IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29663 of 2008
PRABHAT JHA
Versus
STATE OF BIHAR
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2. **29.07.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case for the offences registered under Sections 304B/201/120B of the Indian Penal Code.

It is submitted on behalf of the petitioner that the present case has been filed for ulterior purpose. It would appear on perusal of the material available on the record that the deceased died on 3.03.2003 whereas the present case has been lodged at the instance of the brother of the deceased on 3.06.2004 which was registered on 22.06.2004 without reasonable explanation for such delay. It is further submitted that the police after investigation thoroughly who in its objective findings found the case false and final form with recommendation to prosecute the informant.

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Considering the submission made above and that co-accused have been allowed bail vide order dated 18.07.2008 in Cr. Misc. No. 23307 of 2008, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Prabhat Jha be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Sitamarhi in connection with Nanpur P.S. Case No. 51 of 2004 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J.)**